

FORM B1  
(6/90)

## FORM 1. VOLUNTARY PETITION

United States Bankruptcy Court		VOLUNTARY PETITION			
EASTERN District of NEW YORK					
IN RE (Name of debtor—if individual, enter Last, First, Middle) <b>S.K. NEW YORK LLC</b>		NAME OF JOINT DEBTOR (Spouse) (Last, First, Middle)			
ALL OTHER NAMES used by the debtor in the last 6 years (Include married, maiden, and trade names) <b>None</b>		ALL OTHER NAMES used by the debtor in the last 6 years (Include married, maiden, and trade names)			
SOC. SEC./TAX I.D. NO. (If more than one, state all) <b>06-1512536</b>		SOC. SEC./TAX I.D. NO. (If more than one, state all)			
STREET ADDRESS OF DEBTOR (No. and street, city, state, and zip code) <b>150-24 Northern Boulevard Flushing, New York 11354</b>		STREET ADDRESS OF JOINT DEBTOR (No. and street, city, state, and zip code)			
COUNTY OF RESIDENCE OR PRINCIPAL PLACE OF BUSINESS <b>Queens</b>		COUNTY OF RESIDENCE OR PRINCIPAL PLACE OF BUSINESS			
MAILING ADDRESS OF DEBTOR (If different from street address) <b>Same</b>		MAILING ADDRESS OF JOINT DEBTOR (If different from street address)			
LOCATION OF PRINCIPAL ASSETS OF BUSINESS DEBTOR (If different from addresses listed above) <b>Same</b>		VENUE (Check one box) <input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or a longer part of such 180 days than in any other District. <input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.			
INFORMATION REGARDING DEBTOR (Check applicable boxes)					
TYPE OF DEBTOR <input type="checkbox"/> Individual <input type="checkbox"/> Corporation Publicly Held <input type="checkbox"/> Joint (Husband & Wife) <input type="checkbox"/> Corporation Not Publicly Held <input type="checkbox"/> Partnership <input type="checkbox"/> Municipality <input checked="" type="checkbox"/> Other: <b>Limited Liability Company</b>		CHAPTER OR SECTION OF BANKRUPTCY CODE UNDER WHICH THE PETITION IS FILED (Check one box) <input type="checkbox"/> Chapter 7 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 9 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Sec. 304—Case Ancillary to Foreign Proceeding			
NATURE OF DEBT <input type="checkbox"/> Non-Business/Consumer <input type="checkbox"/> Business — Complete A & B below A. TYPE OF BUSINESS (Check one box) <input type="checkbox"/> Farming <input type="checkbox"/> Transportation <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Professional <input type="checkbox"/> Manufacturing/ <input type="checkbox"/> Construction <input type="checkbox"/> Retail/Wholesale                      Mining <input type="checkbox"/> Real Estate <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Other Business		FILING FEE (Check one box) <input checked="" type="checkbox"/> Filing fee attached <input type="checkbox"/> Filing fee to be paid in installments. (Applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form No. 3.			
B. BRIEFLY DESCRIBE NATURE OF BUSINESS  <b>Ownership and operation of Real Estate</b>		NAME AND ADDRESS OF LAW FIRM OR ATTORNEY <b>Samuel E. Kramer</b> <b>225 Broadway, New York NY 10007</b> Telephone No. <b>(212) 285-2290</b> NAME(S) OF ATTORNEY(S) DESIGNATED TO REPRESENT THE DEBTOR (Print or Type Names) <b>Samuel E. Kramer, Esq (sk-6948)</b> <input type="checkbox"/> Debtor is not represented by an attorney.			
STATISTICAL/ADMINISTRATIVE INFORMATION (28 U.S.C. §604) (Estimates only) (Check applicable boxes)					
<input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input type="checkbox"/> Debtor estimates that after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.					
ESTIMATED NUMBER OF CREDITORS					
1-15	16-49	50-99	100-199	200-999	1,000-over
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ESTIMATED ASSETS (in thousands of dollars)					
Under 50	50-99	100-499	500-999	1,000-9,999	10,000-99,999
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
ESTIMATED LIABILITIES (in thousands of dollars)					
Under 50	50-99	100-499	500-999	1,000-9,999	10,000-99,999
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
EST. NO. of Employees—CH. 11 & 12 ONLY					
0	1-19	20-99	100-999	1,000 over	
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
EST. NO. OF EQUITY SECURITY HOLDERS—CH. 11 & 12 ONLY					
0	1-19	20-99	100-499	500-over	
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

THIS SPACE FOR COURT USE ONLY

FORM B1—Cont.  
(6/90)Name of Debtor SK New York LLCCase No. \_\_\_\_\_  
(Court use only)**FILING OF PLAN**

For Chapter 9, 11, 12 and 13 cases only. Check appropriate box.

☐ A copy of debtor's proposed plan dated \_\_\_\_\_ is attached.
 ☒ Debtor intends to file a plan within the time allowed by statute, rule, or order of the court.
**PRIOR BANKRUPTCY CASE FILED WITHIN LAST 6 YEARS (If more than one, attach additional sheet)**

Location Where Filed

Case Number

Dated Filed

**PENDING BANKRUPTCY CASE FILED BY ANY SPOUSE, PARTNER, OR AFFILIATE OF THIS DEBTOR (If more than one, attach additional sheet)**

Name of Debtor

Case Number

Date

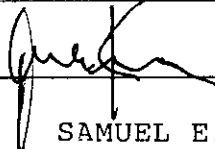
Relationship

District

Judge

**REQUEST FOR RELIEF**

Debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

**SIGNATURES****ATTORNEY**X  
Signature

Date

SEPT 23, 2004

 SAMUEL E. KRAMER  
 Attorney I.D. Number (sk 6948)
**INDIVIDUAL/JOINT DEBTOR(S)**

I declare under penalty of perjury that the information provided in this petition is true and correct.

X

Signature of Debtor

Date

X

Signature of Joint Debtor

Date

**CORPORATE OR PARTNERSHIP DEBTOR**

I declare under penalty of perjury that the information provided in this petition is true and correct, and that the filing of this petition on behalf of the debtor has been authorized.

X

Signature of Authorized Individual

DAVID C. MUN

Print or Type Name of Authorized Individual

~~SENIOR VICE PRESIDENT/MANAGER~~  
 Title of Individual Authorized by Debtor to File this Petition

Date

SEPT 23, 2004

**EXHIBIT "A" (To be completed if debtor is a corporation requesting relief under Chapter 11.)**☐ Exhibit "A" is attached and made a part of this petition.**TO BE COMPLETED BY INDIVIDUAL CHAPTER 7 DEBTOR WITH PRIMARILY CONSUMER DEBTS (See P.L. 96-353 § 322)**

I am aware that I may proceed under Chapter 7, 11, or 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under Chapter 7 of such title.

If I am represented by an attorney, Exhibit "B" has been completed.

X

Signature of Debtor

Date

X

Signature of Joint Debtor

Date

**EXHIBIT "B" (To be completed by attorney for individual Chapter 7 debtor(s) with primarily consumer debts.)**

I, the attorney for the debtor(s) named in the foregoing petition, declare that I have informed the debtor(s) that (he, she, or they) may proceed under Chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter.

X

Signature of Attorney

Date

Samuel E. Kramer, Esq. SK-6948)  
225 Broadway - Suite 3300  
New York, New York 10007  
***Attorney for Debtor***  
***S.K. New York, LLC***  
UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
In re:

Chapter 7

S.K. NEW YORK LLC

No. 04-

Debtor.

-----X

CERTIFICATION OF RESOLUTION

I, the undersigned, David C. Mun, Senior Vice President of S.K. New Chief Executive Officer of S.K. NEWYORK, L.L.C., a New York Limited Liability Company corporation (the "Company"), do hereby certify that the following is a true and correct copy of resolutions duly adopted at a special meeting of the Board of Managers of the Company, held telephonically on 5/28/2004, and that said resolutions have not been modified or rescinded, and are in full force and effect on the date hereof

WHEREAS, after due consideration, the Board of Managers believes it is desirable and in the best interest of the Company, its creditors, its members and other interested parties, that a voluntary petition be filed by the Company, seeking relief under the provisions of Chapter 11 of Title 11, United States Code, 11 U.S.C. §§ 101 et seq. (the "Bankruptcy Code"); and it is further

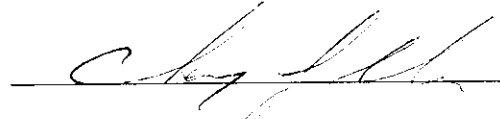
RESOLVED, that any or all of the managers or officers of the Company be, and each of them Hereby are, authorized and empowered, on behalf of and in the name of the Company, to execute and verify or certify such petition under Chapter 11 of the Bankruptcy Code and to cause the same to be filed with the United States Bankruptcy Court for the Eastern District of New York (the "Bankruptcy Court") at such time as the officer executing the petition on behalf of the Company shall determine; and it is further

RESOLVED, that any or all of the officers of the Company be, and each of them hereby are, authorized and empowered, on behalf of and in the name of the Company, to execute and file all petitions, schedules, lists and other papers and to take any and all actions which they may deem necessary or proper in this Chapter 7 case; and it is further

RESOLVED, that the Company be, and it hereby is, authorized and directed to retain the law firm of Samuel E. Kramer, with offices located at 225 Broadway - Suite 3300, New York, New York 10007, as bankruptcy counsel to the Company in connection with the aforesaid Chapter 7 case and for all other relevant purposes; and it is further

RESOLVED, that any and all past actions heretofore taken by officers of the Company in the name of and on behalf of the Company in furtherance of any or all preceding resolutions be, and the same hereby are, ratified, approved and adopted.

2004. IN WITNESS WHEREOF, I have hereunto set my hand this 23<sup>rd</sup> day of SEPTEMBER,

  
DAVID C. MUN

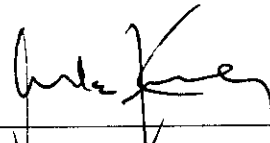
#### ACKNOWLEDGMENTS

STATE OF NEW YORK :

SS :

COUNTY OF New York :

On the 23 day of SEPTEMBER in the year 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared David Mun, who is personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose is subscribed to the within instrument and acknowledged to me that he has executed the same to his capacity and that by his signature on the instrument, the individual or the person upon which the individual acted, executed the instrument.

  
(Signature of Notary Public)

SAMUEL E. KRAMER  
Notary Public, State of New York  
No. 24KK4795609  
Qualified in Nassau County  
Commission Expires Feb. 28, 2006

STATE OF NEW YORK :  
ss :  
COUNTY OF NEW YORK :

DAVID C. MUN, being duly sworn, deposes and says:

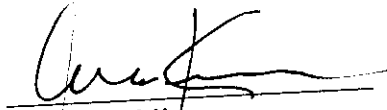
I am Senior Vice President of debtor, S.K. New York L.L.C., a corporation duly organized under the laws of New York.

I make this verification based upon the books and records of said debtor and in accordance with my duties as an officer thereof, and upon the authority of the Board of Manager of said corporation.

I have read the foregoing Creditors Matrix and know the contents thereof; the same is true to my own knowledge, except as to matters stated therein to be alleged upon information and belief, and as to those matters, I believe it to be true based upon the documents contained in the file maintained by plaintiffs, in connection with this matter, and based upon my personal knowledge of the facts herein.

  
DAVID C. MUN

Duly sworn to before me this  
23 day of SEPTEMBER, 2004

  
Notary Public,  
State of New York

SAMUEL E. KRAMER  
Notary Public, State of New York  
No. 24KR4795609  
Qualified in Nassau County  
Commission Expires Feb. 28, 2006 